

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 12, 1979
6.00 P.M.

Council Chambers
301 West Second Street

The meeting was called to order with Mayor McClellan presiding.

Roll Call:

Present: Mayor McClellan, Councilmembers Cooke, Mullen, Snell,
Trevino

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Invocation was given by Reverend Raymond Kiser of Memorial United Methodist Church.

ANNOUNCEMENT

Mayor McClellan announced that the South Austin Evening Lion's Club is beginning a drive to aid the tornado victims in the Wichita Falls Area. The drive will continue through April 21, with Austin Area H.E.B. food stores serving as a collection point for donations. In addition to non-perishable foods the Lion's Club members will also accept clothes and furniture. All goods collected in the drive will be delivered to Wichita Falls after April 21st by Lion Club members. If anyone knows of items that can be donated to the drive and would like a Lion's Club member to pick them up, they can call Fred Nickols, President, South Austin Evening Lion's Club, at work 444-2319, or at home, 441-5527.

BOYS CLUB WEEK

Mayor McClellan read a proclamation designating April 15-21 as Boy's Club Week. Accepting the proclamation, with their thanks, were Derek Dorn, Boy of the Year; Clarence Priestly, President of Board, and Don Kromer, Executive Director. Congressman J.J. Pickle joined the Mayor in the presentation of the proclamation.

OLYMPIC WEEK

Mr. John Stapleton, Chairman of the Olympithon, was in the Council Chamber to accept, with his appreciation, a proclamation read by Councilmember Cooke, declaring the week of April 14-21, 1979 as Olympic Week.

PRIVATE PROPERTY WEEK

A proclamation read by Mayor McClellan declared the week of April 15-21, 1979 as Private Property Week. Dorothy Wallace, President, Board of Realtors, accepted the proclamation with her thanks and appreciation.

HARMONY WEEK

John Winkler, Director, and John McFarland, president of the Austin Cord Rangers were in the Council Chamber to accept, with their appreciation, a proclamation read by Mayor McClellan designating April 15-21, 1979 as Harmony week. They thanked the Mayor and Council for the proclamation and introduced Dale Gaus, Gary Ives, Chuck Sampler, Dan Boole and Moe Richter, Cord Rangers. They joined in harmony to sing two songs for Council and members of the audience.

SAVE THE WHALES DAY

John Perry, who is working with the Save the Whale Coalition, presented whale sculptures to each Councilmember after Mayor McClellan read a proclamation designating April 12, 1979 as Save the Whales Day. Mr. Perry thanked the Mayor and Council for the proclamation.

MINUTES APPROVED

Councilmember Trevino moved that the Council approve the minutes of the Special Meetings for March 19, 1979 and March 28, 1979 and the Regular Meeting of March 29, 1979. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Trevino moved that the Council approve the minutes of the meeting of April 5, 1979. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Abstain: Councilmember Snell

BOARDS & COMMISSIONS

Mayor McClellan announced the following Boards and Commission appointments will be made April 19, 1979:

Wrecker Standards Commission, 2

On-Going Goals Committee, 3

Dental Health Advisory Committee, 9

Library Commission, 7

Elisabet Ney Museum, 7

Commission on the Status of Women, 2

Building Standards Commission, 1

Citizen's Board of Natural Resources and Environmental Quality, 1

Community Development Commission, 7

Energy Conservation Commission, 1

Hospital Board, 1

Renewable Energy Resources Commission, 7

FRENCH LEGATION

Councilmember Trevino introduced an item to Council concerning the French Legation. Mr. Trevino introduced Congressman J.J. Pickle and said, "This is a proposal that will involve the Congressman's office as well as some of our local architects. What we would like to present to Council is a program that, in some respects, would deal with some of the policies we have adopted within the past two years. The Council has gone on record for adopting the corridor plan, one that would improve the visual corridors leading into the city and out. We have heard much about the revitalization of downtown and the surrounding neighborhoods and of course we are deeply committed to the economic programs of the city. It would also tie in with the historical preservation we have seen in abundance in Austin during the past few years. We want to say that tonight this is only a presentation. We hope the Council will take it under advisement and refer it to the joint committee of Planning and Community Development and later on instruct the City Manager to develop whatever comprehensive plan may be necessary." Councilmember Trevino then introduced Mr. George Villalva, local architect, who discussed the French Legation project, which, in essence would clear away the entrance to the French Legation. This would create a corridor to east Austin and soften the boundary line of I.H. 35 by having a park. The park would reinforce the landmarks in east Austin which include churches, the state cemetery,

and Huston-Tillotson College. He showed maps and pictures of the proposed idea and pointed out that some of the old houses in the area would be moved and clustered to provide a center for shops and a community center. Mr. Villalva concluded his presentation by saying the park would serve as a visual and noise buffer as well as a psychological buffer.

Congressman J.J. Pickle spoke to Council, expressed his delight at being a part of the proposed project for the restoration of the grounds around the French Legation and said that if Council approves and supports the project, he will put the full force of his office to influence other agencies to support the project with financial aid. Mayor McClellan thanked the Congressman, Councilmember Trevino and Mr. Villalva for their presentations. Councilmember Trevino said that many houses have already been rehabilitated in the area, and he will ask Council to allocate some money from the Community Block Grant toward the Legation project. He said he will also ask the City Manager for help in formulation of an economically feasible plan for the Legation development.

Motion

Councilmember Trevino moved that the Council approve the presentation and authorize the City Manager to make applications for grants with all speed. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

WALLER CREEK GREENBELT

Councilmember Mullen moved that the Council adopt a resolution to authorize the acquisition of certain land for the Waller Creek Greenbelt. CAPITAL IMPROVEMENTS PROGRAM No. 75/86-44. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

RELEASE OF EASEMENTS

Councilmember Mullen moved that the Council adopt a resolution to authorize release of the following easement:

A portion of a seven and one-half (7.50') foot Public Utility Easement out of Lot 2, Block H, Yarrabee Bend, Section One.
(Requested by Mr. Doug Lewis)

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following easement:

A portion of a ten (10.00') foot Public Utility and Drainage Easement out of Lots 1 and 2, Block B, Royal Oaks Section Two.
(Requested by Mr. Tom Rice, Representing Meta Hunt, owner)

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following easement:

A Blanket Electric and Telephone Easement covering parts of Dinerstein Addition Sections 1 and 2, as recorded in Volume 2211, Page 436, of the Deed Records of Travis County, Texas.
(Requested by Barry Gillingwater, representing Dinerstein Builders)

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

LICENSE AGREEMENT

Councilmember Mullen moved that the Council adopt a resolution to authorize a License Agreement for a railroad spur crossing a ten (10.00') foot public utility easement adjacent to the east property line of Lot A., Schnip I Subdivision, 9018 Research Boulevard. (Requested by Mr. Harold Welling, representing Schnip Building Company.) The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

INVENTORY OF BRIDGES ON PUBLIC STREETS

Councilmember Mullen moved that the Council adopt a resolution to enter into an agreement with the State Department of Highways and Public Transportation to inspect, appraise, and inventory all bridges on public streets in the City of Austin. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

AIRPORT TERMINAL ROAD ALIGNMENT & PARKING EXPANSION

Councilmember Mullen moved that the Council adopt a resolution to approve a construction change order in the amount of \$18,086.80 to Austin Road Company for Robert Mueller Municipal Airport Terminal Access Road re-alignment and parking lot expansion. CAPITAL IMPROVEMENTS Nos. 78/81-03 and 78/81-04. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

CONTRACTS APPROVED

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

JENTSCH-BOYD CONSTRUCTION
P.O. Box 3343
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -
Drainage Improvements - Willow Creek
Channel from Riverside Drive northerly
825 feet - \$29,241.00 C.I.P. No. 73/62-03

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

Bid award:

- Off Shelf Water & Wastewater Items,
Department of Purchases and Stores
Six (6) Months Supply Agreement
Bid Items Nos. 1 thru 544, awarded by
line item to appropriate suppliers
based on 1st, 2nd, and 3rd low bidder -
\$250,000.00

AUSTIN PIPE AND SUPPLY COMPANY
East 3rd and Medina
Austin, Texas

ESCO SUPPLY COMPANY
504 Industrial Blvd.
Austin, Texas

ROHAN COMPANY
440 East St. Elmo Road
Austin, Texas

TRANS-TEX SUPPLY COMPANY
4618 East 7th Street
Austin, Texas

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

Bid award:

- Motor Fuels, Continuation of Supply Agreement with Gulf Oil Company for Motor Fuels through duration of federal allocation program.
Oils, Greases & Solvent, Twelve (12) Months Supply Agreement.

GULF OIL COMPANY
8554 Katy Freeway
Houston, Texas

- Items Nos. 1.0, 2.0, 3.0, and 6.0 - \$1,534,442.00/yr.

INDEPENDENT OIL AND SUPPLY CO.
1135 Airport Boulevard
Austin, Texas

- Item No. 5.0 - \$8,296.00

BEAR OIL COMPANY
9416 Neils Thompson Road
Austin, Texas

- Items Nos. 7.0 thru 26.0 - \$74,589.95

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

AUSTIN PAPER COMPANY
1501 West 5th Street
Austin, Texas

- Solvent Degreaser, All City Departments
Item 1 - \$10,680.25

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

WORTHINGTON PUMP CORPORATION
401 Worthington Avenue
Harrison, New Jersey

- Repair of Rotor Element for Worthington
Boiler Feed Pump, Electric Utility
Item 1 - \$19,236.00

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

D.C. MAINTENANCE
P.O. Box 9101
Austin, Texas

- Custodial Cleaning, Central Library
Item No. 1 for \$1036.95 per month or
\$12443.40 for a twelve month period.

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

CROSS-B-COMPANY
53 Kinder
San Antonio, Texas

- Annual Supply Agreement for Poly
Vinyl Chloride Pipe, Tees, Ells,
Sleeves, Etc., Parks and Recreation
Department.
Items 1-35, 46-108 - \$11,399.10

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

CHEMICAL & TURF SPECIALTY
10440 Plano Road
Dallas, Texas

- Furnish and Apply Fertilizer, Parks
and Recreation Department
Eight (8) months supply Agreement
Item 1-3 - \$18,343.20

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

UCI CONSTRUCTION COMPANY
1413 Sam Bass Road
Round Rock, Texas

- CAPITAL IMPROVEMENTS PROGRAM - West
Cow Path 8-inch wastewater main -
\$29,873.00 C.I.P. No. 73/50-02

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

WASTEWATER APPROACH MAIN

Councilmember Mullen moved that the Council adopt a resolution to authorize the following wastewater approach main:

FAITH FELLOWSHIP INC.

- To construct approximately 675 feet
of a 12-inch wastewater approach main
to serve Morning Star Subdivision -
\$16,500.00. (Estimated cost to City
\$11,775.00)

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

TEMPORARY STREET CLOSING

Councilmember Mullen moved that the Council adopt a resolution to temporarily close Trinity Street from 12th to 14th Street from 10:00 A.M. to 6:00 P.M., April 28, 1979, in the event of rain, April 29, 1979, as requested by Ms. Jane Richardson, Director, United Action for Elderly, Inc. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

POLICE COMPLEX EXPANSION

Councilmember Mullen moved that the Council adopt a resolution to select the firm of Snowden and Meyer, Inc. for professional soils investigation and engineering testing services for the police complex expansion. CAPITAL IMPROVEMENTS No. 79/87-03. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

OIL & GAS LEASE - FAYETTE POWER PROJECT

Councilmember Mullen moved that the Council adopt a resolution authorizing the City Manager to enter into and sign an oil gas lease between the City of Austin and Robert L. Reese for its fifty per cent (50%) undivided interest in 153.85 acres of land in Fayette County, Texas as part of the Fayette Power Project. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

STREET NAME CHANGED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE CHANGING THE NAME OF A STREET FROM ARDASHASE COVE TO VISTA WEST COVE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

STASSNEY LANE IMPROVEMENTS

Mayor McClellan introduced the following ordinance:

AN ORDINANCE APPROVING AND ADOPTING THE WRITTEN STATEMENT AND REPORT OF THE DIRECTOR OF PUBLIC WORKS, SHOWING THE ESTIMATES OF THE TOTAL COSTS OF ALL THE IMPROVEMENTS, THE ESTIMATES OF THE COSTS PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND THE ESTIMATES OF VARIOUS OTHER COSTS FOR THE IMPROVING OF PORTIONS OF SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DESCRIBED, AND OR OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COSTS AND THE RATE THEREOF PROPOSED TO BE ASSESSED AGAINST AND PAID BY THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF; DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF FOR THE PORTION OF SAID COSTS APPORTIONED TO THEM; ORDERING AND SETTING A HEARING AT 10:00 O'CLOCK A.M. ON THE 31ST DAY OF MAY, 1979, IN THE CITY OF AUSTIN MUNICIPAL ANNEX, AS THE TIME AND PLACE FOR THE HEARING OF THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY AND ALL OTHERS INTERESTED IN SAID ABUTTING PROPERTY OR IN ANY OF THE PROCEEDINGS AND CONTRACT CONCERNING SAID ASSESSMENTS, PROCEEDINGS AND IMPROVEMENTS; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF THE CITY OF AUSTIN; DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE. (Stassney Lane, Phase II)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

STASSNEY LANE IMPROVEMENTS

Mayor McClellan introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY. (Stassney Lane, Phase II)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

THE BACK 120.15 FEET OF THE SOUTHEASTERLY 70-76 FEET OF LOT 1, MILBURN ADDITION, LOCALLY KNOWN AS 811 SPRINGDALE ROAD; FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "DL" LIGHT INDUSTRIAL, THIRD HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS: SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Robert C. Noren, et ux, C14-79-022)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 0.618 ACRE TRACT OF LAND, LOCALLY KNOWN AS 1309-1311 RED RIVER STREET; FROM "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT AND "C" COMMERCIAL, SECOND HEIGHT AND AREA DISTRICT TO "O" OFFICE, SECOND HEIGHT AND AREA DISTRICT: SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (City of Austin, C14-79-026)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 0.541 ACRE TRACT OF LAND, LOCALLY KNOWN AS THE PROPERTY TO THE REAR OF 722 MORROW AND ALSO BOUNDED BY NORTH LAMAR BOULEVARD; FROM "C" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT TO "C-2" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Buddy Priestmeyer and Jerry Holley, C14-79-036)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

AN APPROXIMATE 5 ACRE TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 10611-10701 PLAINS TRAIL; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS: AND PROVIDING AN EFFECTIVE DATE. (Doyle Chapman, C14-79-039)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

AN APPROXIMATE 5 ACRE TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 907-1001 WAGON TRAIL; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Austin Commercial Properties, C14-79-043)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 101.06 ACRE TRACT OF LAND, LOCALLY KNOWN AS 6902-2704 AND 6811-6701 LOST VALLEY, 6814-6700 AND 6815-6701 SIDE SADDLE STREET, 6812-6700 AND 6813-6703 STAGE COACH TRAIL, 3300-3311 GALLOP COVE, 3317-3201 AND 3316-3200 WESTERN DRIVE, 3108-2900 WILLIAM CANNON DRIVE, 7009-6809 BRODIE LANE, AND 6812-6700 AND 6813-6701 REARDEN ROAD; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (City of Austin Planning Department, C14-78-242)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 2.339 ACRE TRACT OF LAND, LOCALLY KNOWN AS 3501-3515 CIMA SERENA DRIVE AND 8416-8522 MOPAC BOULEVARD: FROM "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (JLP Development Corp., C14-78-232)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 0.52 ACRE TRACT OF LAND, LOCALLY KNOWN AS 1404 WEST AVENUE (CASWELL HOUSE - SOUTH), FROM "A-H" RESIDENCE-HISTORIC, FIRST HEIGHT AND AREA DISTRICT TO "O-H" OFFICE-HISTORIC, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Austin Junior Forum, Inc., C14-79-020)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

PART OF LOT 3, BLOCK 158, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 1306 COLORADO STREET (HANCOCK HOUSE); FROM "C" COMMERCIAL, THIRD HEIGHT AND AREA DISTRICT TO "C-H" COMMERCIAL-HISTORIC, THIRD HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Hancock House, C14h-79-005)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

ALL OF BLOCK 125, ORIGINAL CITY, LOCALLY KNOWN AS 1010 COLORADO STREET (GOVERNOR'S MANSION); FROM "EXEMPT" TO "EXEMPT-HISTORIC"; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS: AND PROVIDING AN EFFECTIVE DATE. (Governor's Mansion, C14h-79-007)

Councilmember Mullen moved tha the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed:

Mayor McClellan brought up the following ordinance for its first reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 1.69 ACRE TRACT OF LAND, LOCALLY KNOWN AS 12589-12561 U.S. HIGHWAY 183; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND PROVIDING AN EFFECTIVE DATE. (Leonard Passmore & J.H. Connelly, Trustees, C14-79-041)

The ordinance was read the first time, and Councilmember Mullen moved that the ordinance be passed to its second reading. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Mullen

Noes: Councilmember Cooke

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been passed through its first reading only.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 1.56 ACRE TRACT OF LAND, LOCALLY KNOWN AS 900-1012 WILLIAM CANNON DRIVE AND 6705-6709 EMERALD FOREST IVE; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT AND "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT, SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND PROVIDING AN EFFECTIVE DATE. (Edward R. Rathgeber, Jr. & Jessie B. Anderson, C14-79-021)

Councilmember Mullen moved that the ordinance be read the first time. The motion, seconded by Councilmember Snell, failed to carry because it failed to receive four votes. Roll call was as follows:

Ayes: Councilmember Snell, Mayor McClellan, Councilmember Mullen
Noes: Councilmembers Trevino, Cooke
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

No action of the Council shall be of any force or effect unless it is adopted by the favorable votes of four (4) or more, therefore no action was taken. (Ordinance will be brought back for action at the April 19, 1979 Council Meeting)

CHARTER SERVICE FRANCHISE

Mayor McClellan brought up the following ordinance for its third reading:

AN ORDINANCE GRANTING TO TRANSPORTATION ENTERPRISES, INCORPORATED, A FRANCHISE FOR FIVE YEARS TO OPERATE AND MAINTAIN A LIMITED CHARTER BUS SERVICE FOR TRANSPORTATION OF PERSONS UPON THE PUBLIC STREETS AND HIGHWAYS OF THE CITY OF AUSTIN, TEXAS, PURSUANT TO THE PROVISIONS OF THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, THE CHARTER OF THE CITY OF AUSTIN, AND THE CODES AND ORDINANCES OF THE CITY OF AUSTIN:

The ordinance was read the third time, and Councilmember Mullen moved that the ordinance be finally passed. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmembers Cooke, Mullen
Noes: None
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

RAILROAD WARNING SYSTEM AT W. MARY STREET

Councilmember Trevino moved that the Council adopt a resolution to come to an agreement with the State Department of Highways and Public Transportation for the installation of an automatic railroad crossing warning system at West Mary Street. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Mullen, Snell

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Mr. Joe Ternus stated: "We're very pleased that this signal crossing can be funded through the federal railroad program. This will allow us to move the fastest of any method to install gates and other protective devices that might be appropriate at this crossing. It would also mean a savings in excess of \$50,000.00 to the local taxpayers. We will be paying only 5%. Otherwise we would be paying at least 90% of the \$60,000 crossing. So this is both cheaper for the taxpayer and the fastest way to get this intersection improved."

PUBLIC HEARING ON PDA FOR INDUSTRY

Mayor McClellan opened the public hearing, scheduled for 6:00 P.M., on amending the designation of a portion of the Austin Development Plan from Low Density Residential to Planned Development Area for Industry. She said it is her understanding the Planning Commission has given its approval.

Mr. Wayne Golden, Planning Department, told Council that the purpose of the change is to permit the location of prospective industry. SWECO is the proposed industry. The company plans to construct and have in operation by late this year a facility, including a two story office building, employing approximately 50 people and plans of growth of approximately 100 employees. To insure a compatibility with land use in the area, the applicant has agreed to restrict property through the Planned Development Area and site plan approach. Springdale Road, and Manor Road, the existing streets, will provide sufficient vehicular access for the proposed use in its initial phases. As development occurs, there may have to be a future review of use proposed. So far there have been no adverse comments from any departments on the proposed location. The Wastewater Department indicates utilities can be made available. Both a subdivision and an approach main is required and because of the proximity to the City of Austin, a building official recommends the building be constructed in conformance with the building code and that signs also will comply with the codes of the City of Austin. The Office of Environmental Management recommends that all the disturbed areas be seeded and sodded after construction is completed. Engineering and Urban Transportation will comment during the subdivision process. SWECO, according to directions given them at the Planning Commission meeting, held a meeting at the LBJ School for interested neighborhood residents to attend. Approximately 25 people attended. Mr. Golden pointed out that the procedure

of asking industries to file a site plan and performance standard is a part of the 1961 Master Plan. He said that shortly they will modify that to include it in the new Comprehensive Plan. However, there is no legal requirement for notification on the applicants but the department does notify all people and all property owners within 300' as a matter of policy, both inside and outside the city. He said an ad is placed in the newspaper prior to a Council hearing so everyone will know about it.

Councilmember Snell asked why the meeting was held so far away from the neighborhood involved. Mr. Golden answered that LBJ is about 4-5 blocks from the location of SWECO. Mr. Snell said that if care is not taken the area will be overdeveloped and said, "I thought we were supposed to bring in a plan for this complete strip, but I've never seen it." Mr. Davidson, City Manager, said he would check on the status of the report.

Mr. Merle Moden, University Hills Homeowners Association, appeared to say the plan is nice and they do not oppose construction but wondered what the advantage of a PDA is when they are outside of the city. Ms. Sheila Finneran, Assistant City Attorney, stated the advantage of having the PDA agreement is that it will be filed in the deed records and it will restrict the property to the uses that are in the agreement. Without that, since the property is located outside the city limits, there would be no restrictions on the type of use that could be put on the property. Mr. Moden wondered why SWECO wants to do this, and inquired about their motives. Ms. Finneran said she does not know and suggested he ask them. Mr. Moden thought that a "D" Industrial zoning stamp is being put on the property. Mayor McClellan explained this is outside the city and no zoning is involved, but that the PDA is a lot more restrictive than if the city does not take this route. Miss Finneran stated, "Without this agreement, no matter what they built out there, even a much heavily industrialized plan, if annexed by the city could stay because it would be a non-conforming use." Mr. Moden said it was his understanding if the land is ever annexed by the city it would come in as Interim "D". Miss Finneran and Mr. Albert DeLaRosa, also city attorney, told him that the land would come in as Interim "A" and subsequently it would be zoned. Mr. Moden then asked what the potential cost will be to the city. He understands there is an engineering report which says \$191,000 will be spent to connect the site and wonders how much of this will be borne by the City of Austin. He said he felt the University Hills Association would be opposed to the plant because of the implied "D" Industrial zoning next to a residential neighborhood.

Mr. Curtis Johnson, Director of Water and Wastewater, stated, "There is going to be a requirement of an approach main. To the best of my knowledge it would not be any additional oversize and I think it would all be the investment of SWECO."

Mr. Charles Lambert, real estate broker, agent for SWECO, appeared before Council. He described the property as being at the intersection of old Manor Road and Springdale Road, just north of Ed Bluestein and just south of 290 East. Several items of importance have been brought up, and he said, "I have before me the fiscal requirements as submitted by the City Engineering Division to City Planning on the subdivision application that was turned

in. The fiscal requirements are in the neighborhood of \$190,000.00. Of this requirement, there's only a very small portion that is to be paid for by the city. It concerns some 1800' of 12" water line to be placed on Springdale Road along the front of the property. The city will pay for the cost of 1/3 of this. The SWECC Corporation will pay 2/3 of the cost because all they would really need would be an 8" line. They really don't even need the 8" line to serve their plant. They are also going to be required to pay for the cost of installation of an 8" line along Old Manor Road, which they will never use. They will also pay \$125,000.00 to provide sewer facilities. All of that cost will be borne by SWECC; none by the city. I would also like to say, in their behalf, that these people have bent over backwards to comply with every request that has been asked of them. ... My understanding of the PDA is that this gives the city a binding contract with the applicant in which they agree to perform certain things and to restrict their operations within that agreement." He pointed out that the area is sparsely populated with Southwestern Bell and Rollins Advertising being the only structures. The cost of the land and the drainage problems make it undesirable for housing. Mr. Lambert, in answer to Councilmember Mullen's question concerning the benefit to SWECC, answered that this will be their world headquarters and they want to be good neighbors. In talking to the Planning Department, they found that PDA would achieve that end.

Ms. Joan Bartz, Zoning Committee Chairman, University Hills Homeowners Association, appeared to state for the record that the Association is opposed to the amendment of the Austin Development Area for industry for the 29 acre tract located at Springdale Road and Old Manor Road. The organization is opposed to the implied designation of the area for industrial usage and feels that this puts an industrial taint and bias on the area for the future. They feel such a designation would be a signal to all subsequent land development that this is an industrial area. UHHA does not agree with this premise. Major past development in this northeast area has been primarily residential and academic in nature. UHHA, continued Ms. Bartz, is aware that thru the PDA process the landowner agrees to abide by certain criteria for development of the land. However UHHA does not understand or agree with the need to place an official 'industrial' usage on the 29 acres as part of this PDA request. A more acceptable designation would be 'light industrial' on that portion of the tract actually housing the plant with the remainder of the tract left within the low residential usage category presently in effect. UHHA suggested another option would be immediate annexation of the land, thereby placing it under the city's zoning regulations which allows for the type of mixed zoning outlined above. Mrs. Bartz then questioned the cost of the water line.

Mr. Curtis Johnson, Director of Water and Wastewater, said along one side of the plant site it is anticipated to put in a 12" waterline and the normal 12/8 cost would be applicable for the city to pay for that portion. It will be about 1800 feet and the cost will be around \$6.00 a foot. Councilmember Mullen asked if the city would recover the costs. Mr. Davidson answered it will enable the city to serve future customers.

Joan Bartz returned to the podium speaking as administrative assistant to County Commissioner David W. Samuelson. She read the following letter from Mr. Samuelson for the record:

"I have met with the developers of the SWECO project to be located at the above listed site. My concerns are centered on traffic problems connected with the proposal and road improvements done in conformity to the county's standards, and Master Plan requirements.

Springdale Road has a narrow bridge and a present driving width of 28 feet. The county has right-of-way for a final width of 80 feet. Old Manor Road has the same present width of 28 feet with future right-of-way to 70 feet. Additional r.o.w. may be required later.

The County will be paying particular attention to the placement of access points to the county roads in question from the plant site. Additionally, the county will be reviewing speed and weight limits, possible truck routes, final traffic counts for the area, and will review all safety aspects of the project given the existing road system before any county approval is given.

As indicated earlier, I can move rapidly to assist in matters such as this if and when I am given proper and adequate advance notification of the needs involved in such a project. The developers have been helpful in providing that information needed by the county on this project.

The project developers have indicated a willingness to route plant production traffic away from the LBJ highschool vicinity and to attempt to have most plant construction take place during the three summer months when the school will not be in session.

I am requesting that I be kept informed of all developments, hearings, etc., connected with this project."

Councilmember Mullen said there may be another alternative. "It may be to modify this ordinance and ask them if they would agree to roll back to the modification when it comes in. We would accomplish the same end and get it away from this deed, which I understand is a heavy problem, and get it into what they want and what the neighborhood wants and just instruct staff to go ahead and begin preparation on an amendment and then they could agree to roll back to that classification whenever it is completed." Ms. Bartz said they would be happy to support the idea.

Mr. Greg Mather, Vice-President and General Manager of Oil Field Service Division, SWECO, appeared before Council. He stated that they intend to use their plant site as their world headquarters and market equipment for oil drilling all over the world. He said they chose the proposed plant site for its aesthetic quality and the buildings will take advantage and enhance the aesthetic quality. The constraints placed on them by the PDA contract creates no problem for them. Their only problem is time...they are under pressure because of closing down their Houston plant and hope to

complete the Austin plant by November of this year.

Councilmember Mullen stated, "What I was talking about doing is giving you the O.K. to go ahead because the problem you are having is not created by you, it's created by our ordinance....amend the ordinance, and then let you come back in with the agreement you will come back in under the new classification as long as it's no more restrictive than what you have here...what you've already agreed to. If we come up with a "DD" classification, or whatever, and it's known it's not industrial and doesn't put a blot on the map as the neighbors say, and we could modify that to where you would roll back to that classification.No more restrictive than what we've already agreed to."

Councilmember Snell asked what percentage of SWECO employees would be Austin residents, and whether they have an affirmative action program. Mr. Mather answered that 75% of the employees would be recruited from Austin and that they do practice affirmative action.

Mayor McClellan suggested action be held for one week while staff looks at options to bring back to Council. Because of time constraints, Mr. Davidson suggested Council can approve what's on the table and bring back an ordinance.

Motion

Councilmember Cooke moved that the Council close the public hearing and approve the amendment to designate a portion of the Austin Development Plan from Low Density Residential to Planned Development Area for industry; with the stipulation when the ordinance is amended SWECO will automatically be placed on the map with the proper designation and instruct staff to come back with options. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Mullen, Snell,
Trevino
Noes: None
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

CLASS RECOGNIZED

Mayor McClellan noted the presence in the Council Chamber of the Austin Community College Journalism Class, and their instructor, Mr. Arnold Garcia.

TOWN LAKE HIKE & BIKE CURFEW CHANGED

Mr. Leonard Ehrler, Director of Parks and Recreation, brought to Council a recommendation from the Parks and Recreation Board to change the hours of curfew for Town Lake Hike and Bike Trail. In order to accomodate late night and early morning joggers, the Parks and Recreation Department staff and the Parks and Recreation Board recommend that the curfew hours along the Town Lake Hike and Bike Trail be changed from 10:00 p.m. -6:00 a.m. to 12:00 midnight to 5:00 a.m.

Motion

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 23-10 OF THE AUSTIN CITY CODE BY PROVIDING FOR SPECIFIC CURFEWS ON ALL CITY PARKS; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Cooke moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Cooke, Mullen, Trevino, Mayor McClellan

Noes: None

Absent: Mayor Pro Tem Goodman, Himmelblau

Not in Council Chamber when roll was called: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

TRENCH BURNERS

Ms. Mary Lee of the Citizen's Board of Natural Resources and Environmental Quality presented their report on permit application to Texas Air Control Board for operation of trench burner. Ms. Lee said the Board had, the night before, voted to rescind their recommendation of a permit. They want a limited permit for test purposes, but the Texas Air Control Board does not grant limited permits. She requested a representative from the Environmental Board to attend the prehearing conference. Mr. Davidson said that if the Council wants someone to monitor the hearing, then someone from the City Attorney's office will go to monitor and ask questions.

Ms. Sue Edwards, Acting Director, Public Health Department, informed Council that the Texas Air Control Board invites the city to attend and comment. Councilmember Cooke agreed that someone from the city legal staff should be there. Mr. Albert DeLaRosa, assistant City Attorney, spoke for the Legal Department and said someone would be at the prehearing to monitor and ask questions and report back to Council.

Motion

Councilmember Cooke moved that the Council accept the report of the Citizen's Board of Natural Resources and Environmental Quality, and instruct the City Manager to send legal representation to monitor the Texas Air Control Board prehearing conference on the trench burner permit. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Mullen, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau
Not in Council Chamber when roll was called: Councilmember Snell

PARADE PERMITS

Councilmember Trevino moved that the Council approve the request for a Parade Permit from Ms. Marie Martinez for Metz Recreation Center Advisory Board, from 10:00 a.m. to 11:00 a.m., Saturday, April 28, 1979, beginning at the corner of Chalmers and East 1st to East Anthony Street, south to the entrance of Fiesta Gardens on Bergman and Anthony Street. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau
Not in Council Chamber when roll was called: Councilmember Snell

Councilmember Trevino moved that the Council approve the request for a Parade Permit from Casilda Morin for East Town Lake Citizen's Association from 12:00 noon to 2:00 p.m., Sunday, April 22, 1979, beginning from Sanchez Elementary on Waller, north on Waller to Willow, east on Willow to Comal, south on Comal to Holly, east on Holly to Chicon, south on Chicon to Festival Beach. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau
Not in Council Chamber when roll was called: Councilmember Snell

Councilmember Trevino moved that the Council approve the request for a Parade Permit from Catherine Garcia for Our Lady of Guadalupe Church, from 4:00 p.m. to 5:00 p.m., Friday, April 13, 1979, beginning from 1100 block of East 9th Street, down to 8th on Waller and up East 8th Street to Lydia, from Lydia to East 9th Street. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Trevino, Mayor McClellan
Councilmember Cooke
Noes: None
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau
Not in Council Chamber when roll was called: Councilmember Snell

Councilmember Trevino moved that the Council approve the request for a Parade Permit from Mr. Lemoine Pitman for Texas State & Austin Building & Construction Trades, from 9:00 A.M. to 10:30 P.M., Thursday, April 19, 1979 beginning from City Auditorium, take South 1st north bound across Town Lake Bridge to Lavaca, north to 12th Street, right to Capitol grounds. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Trevino, Mayor McClellan
Councilmember Cooke
Noes: None
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau
Not in Council Chamber when roll was called: Councilmember Snell

PORTABLE SIGN APPROVED

Councilmember Mullen moved that the Council approve the request of Mr. J.P. Kirksey, First Vice President, Austin Founder Lions Club, requesting approval to place portable sign on city right-of-way, adjacent to Christie's Restaurant. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Mullen, Trevino, Mayor McClellan,
Councilmember Cooke
Noes: None
Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau
Not in Council Chamber when roll was called: Councilmember Snell

AIRPORT SITE SELECTION STUDY

Mr. Roy Bayless, Director, Austin Municipal Airport, introduced Mr. Ray Kusche of R. Dixon Speas, the consulting firm hired by the city to find a new airport site. Mr. Kusche presented his findings to the Council with a slide presentation. He said the question they are addressing in the report is, "Is there another site that can serve the Austin region?"

Their forecasts assume that traffic will grow rapidly under the free market until about 1980. There has been an air traffic growth in Austin in 1978 of over 40%. As this growth continues, Austin will need a new airport site within 8-10 years. Mr. Kusche indicated that 2/3 of the air passengers come from the north/northeast and east/southeast so the airport should be on the east side of town. Then those movements will not have to traverse the community or cross other air traffic patterns. When siting an airport the FAA requires that it be thought of as a regional airport and not just for a particular community. As a result, the consultants believe the center of demand is moving north and that bears on consideration of where the site may be. The size of the airport area should be about 32 acres and the area of compatible land use adjacent to the airport should be about 6-7,000 acres. Runways should be two miles long with clear zones on each end of 1/2 mile. Trying to find an area near Austin with this geometry is difficult. Mr. Kusche told Council their forecasts require 6-7,000 automobile parking places with a 1,000 car garage; a 30-gate terminal of two units that can be incremented; and a lay-out that will maximize the opportunity for aviation related development adjacent to the runway system.

Initially, Mr. Kusche related, they took all the topographic and cultural maps available from USGS and the planning agencies, ignoring many planning factors, and just looked at topography, drainage and access roads. After scanning the maps and doing field reconnaissance, they came up with 51 sites, which can be bunched in five search areas. (A) San Marcos, Lockhart and Kyle. (B) Colorado River, but in conflict with the 100-year flood plain and access problems. (C) Sites immediately east of Austin along 290, up to Elgin, north to Coupland and north to Pflugerville, appeared to be the most likely area for accomodating the airport. (D) Williamson County has a number of excellent sites near Hutto and Taylor but they were asked not to consider an airport in that area. (E) Southwest full of development and potential development clear to Liberty Hill.

After consideration of all sites, Mr. Kusche said they narrowed the possible sites to four general locations:

Pflugerville East: a mile northeast of Pflugerville where a proposed runway would intersect Pfluger Lane. This site is 17 miles from the business district, but there is sufficient space to build the ideal airport to accomodate Austin's needs through the turn of the century.

Decker Lake: eight miles from the central business district, but the land is twice as expensive as the alternatives and has problems of space limitations.

Manor East: this site is best suited for Austin's projected expansion, a half-mile norhteast of Manor where the proposed runway would stretch northward from the intersection of Texas 973 and U.S. 290. Noise problems may affect the nearby community of New Katy.

Mr. Kusche told Council his firm has scheduled public hearings in Manor May 8, and in Pflugerville May 9.

April 12, 1979

Mayor McClellan commented that Council will have public hearings before choosing the final site. Councilmember Cooke wanted to know when the consulting firm will recommend a final site. Mr. Kusche answered they hope to make a recommendation in June. He asked Council to have a work session and Mayor McClellan told him when the consultants get to the final step, Council will have a work session before holding public hearings.

Motion

Councilmember Cooke moved that the Council accept the report on the Airport Site Selection Study. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Not in Council Chamber when roll was called: Councilmember Snell

REPORT ON WATER-WASTEWATER STANDBY CHARGE

Mr. Guymon Phillips, Utility Customer Service, addressed Council by indicating a public hearing should be set on the Water-Wastewater Standby Charge.

Motion

Councilmember Mullen moved that the Council set a public hearing on the Water-Wastewater Standby Charge for April 26, 1979 at 9:30 A.M. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Mullen

Noes: None

Absent: Mayor Pro Tem Goodman, Councilmember Himmelblau

Not in Council Chamber when roll was called: Councilmember Snell

ADJOURNMENT

Council adjourned its meeting at 9:30 P.M.

April 12, 1979

APPROVED

Charles Keeton McClellan
Mayor

ATTEST:

Grace Monroe

City Clerk